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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 THE NAUTILUS GROUP, INC.,

11 Plaintiff,

12 v.

13 ICON HEALTH & FITNESS, INC.,

14 Defendant.
15

CASE NO. C02-2420RSM

ORDER FOR RESPONSE TO
MOTION FOR
RECONSIDERATION

16 On June 9, 2005, plaintiff filed a Motion for Reconsideration of the Court's previous
17 order granting defendant's motions for summary judgment and denying plaintiff's motions for
18 summary judgment. (Dkt. #526). In its motion, plaintiff asks the Court to reconsider its
19 decisions in light of new facts raised by a recent deposition of defendant's expert witness, that
20 could not have been brought to this Court earlier with reasonable diligence. The motion also
21 asserts various legal errors in the Court's previous orders.

22 Although motions for reconsideration are generally disfavored, this Court may grant
23 such motion if the moving party provides "a showing of new facts or legal authority which could
24 not have been brought to [the Court's] attention earlier with reasonable diligence." Local Rule
25 CR 7(h). However, the Local Rules also require that no motion for reconsideration may be
26 granted without first allowing the non-moving party time to respond.

1 Accordingly, it is hereby ORDERED:

2 (1) Pursuant to Local Rule CR7(h)(3), plaintiffs shall file a response to defendants'
3 motion for reconsideration no later than June 30, 2005. The response is limited to eight pages
4 or less.

5 (2) No reply by defendants shall be filed.

6 (3) The motion for reconsideration (Dkt. #526) shall be RE-NOTED for consideration
7 on July 1, 2005.

8 (4) Plaintiff's request for oral argument is denied, and this Court shall consider
9 plaintiff's motion on the submitted briefs.

10 (5) The Clerk shall forward a copy of this Order to all counsel of record.

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12 DATED this 13th day of June, 2005.

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14 /s/ Ricardo S. Martinez
15 RICARDO S. MARTINEZ
16 United States District Judge
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